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EXTRAORDINARY

PART II—Section 3

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MINISTRY OF COMMERCE AND INDUSTRY

NOTIFICATION

New Delhi, 19th October 1953

S.R.O. 1940.—The following draft of certain rules which the Central Government proposes to make in exercise of the powers conferred by section 14 of the Collection of Statistics Act, 1953 (32 of 1953) is hereby published for the information of persons likely to be affected thereby;

Notice is hereby given that the draft will be taken into consideration on or after the 1st November 1953;

The Central Government shall consider any objection or suggestion which may be received by it from any person with respect to the draft before the date so specified.

Draft Rules

1. (1) These rules may be called the Collection of Statistics Rules, 1953.
(2) They shall come into force immediately on the commencement of the Collection of Statistics Act, 1953 (32 of 1953).
2. In these rules, unless the context otherwise requires—
 - (a) "the Act" means the Collection of Statistics Act, 1953.
 - (b) "occupier" means the occupier of a factory as defined in clause (n) of Section (2) of the Factories Act, 1948 (LXIII of 1948).
 - (c) "section" means a section of the Act.
 - (d) "statistics authority" means the statistics authority appointed by the Central Government under Section 4 of the Act.
 - (e) "Schedule" means a schedule appended to these rules.
 - (f) "Form" means a form set forth in Schedule appended to these rules.
3. (1) The notice referred to in section 5 of the Act shall contain full details of the form in which and the person to whom or the authority to which the information or returns which the owner of an industrial or commercial concern or the occupier of a factory is required by such notice to furnish should be furnished, the particulars which such information or returns should contain and the intervals within which such information or returns should be furnished.

(2) The statistics authority shall forward with the notice referred to in sub-rule (1) a specimen copy of the form in which the owner or occupier is required to furnish the information or returns.

4. (1) Any owner or occupier on whom a notice has been served by the statistics authority under section 5 of the Act shall furnish the required information or returns in duplicate in the form received with the notice so as to reach the statistics authority or the person mentioned by him in the notice not later than one month after the expiry of the period for which the return is required to be made:

Provided that on representation being received from any owner or occupier the statistics authority may, if he is satisfied that sufficient reason exists, allow an extension of time upto one month beyond the date specified in these rules for the submission of the returns.

(2) The owner or occupier shall retain an exact copy of the return submitted by him under sub-rule (1) in the same form in which the return was submitted.

5. If the owner or occupier receives with the notice served under section 5 of the Act a form relating to an industry, trade or commerce in which his concern or factory is not engaged, the owner or occupier shall within seven days of the receipt of the notice intimate to the statistics authority the name of the industry, trade or commerce in which his concern or factory is engaged, and thereupon the statistics authority shall, within seven days of the receipt of such intimation, forward to the owner or occupier the appropriate form for such industry, trade or commerce together with a fresh notice, if necessary and the owner or occupier shall furnish the required information or returns in that form as if the form and the fresh notice, if any, had been received on the date on which the original notice was received.

6. (1) The owner or occupier shall furnish the information or returns referred to in sub-rule (1) of rule (4) through post under registered cover with acknowledgment due. On the cover containing the information or returns the owner or occupier shall write prominently the words and figures "Confidential—Return under the Collection of Statistics Rules, 1953".

(2) The notice referred to in sub-rule (1) of Rule (3) may be served—

(a) in the case of a corporation or firm on any director or other principal officer of the corporation or as the case may be, on any partner of the firm or by addressing the same in the name of the corporation or firm at its registered office or the place where it carries on business in any part of India;

(b) in any other case on the owner or occupier at the usual or the last known place of abode or business of such owner or occupier;

and such service shall be deemed to be good service as against the corporation, all partners of the firm or the owner or occupier as the case may be.

7. All information or returns required under rule 3 shall be furnished in English.

[No. IP-(A)-1(25)/53.]

S. BHOTHALINGAM, Joint Secy.